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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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EMMET & CO., INC. and
FIRST MANHATTAN CO.,

Plaintiffs,

v.

CATHOLIC HEALTH EAST and
MERRILL LYNCH & CO., INC.,

Defendants.
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No. 11-Civ.-3272 (RMB)

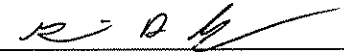
RULE 7.1 STATEMENT

Pursuant to Federal Rule of Civil Procedure 7.1 and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for plaintiff Emmet & Co., Inc. ("Emmet & Co."), a non-governmental corporate party, hereby certifies that (i) Emmet & Co. has no parent corporation and (ii) that no corporation owns 10% or more of Emmet & Co.'s stock.

Dated: New York, New York
September 9, 2011

Respectfully submitted,

KASOWITZ, BENSON, TORRES
& FRIEDMAN LLP

By: 
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